

# HOUSE STANDING COMMITTEE ON NATURAL RESOURCES, GREAT LAKES, LAND USE, AND ENVIRONMENT

Thursday, June 23, 2005

9:00 a.m.

Room 519 House Office Building

Representative Palsrok, Chair, called the meeting to order.

**MEMBERS PRESENT:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Ward, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan.

Representative Meyer moved to approve the minutes of the June 16, 2005 meeting.

Representative Gillard supported the motion.

There being no objection, the motion prevailed by unanimous consent.

The Chair laid SB 211, SB 212, SB 213, SB 215 and SB 507 before the committee.

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|---------------|--------------------|--|
| <b>SB 211</b> | <b>Birkholz</b>    | Natural resources; nonnative species; prohibited insect and aquatic plant species; identify.   |
| <b>SB 212</b> | <b>Van Woerkom</b> | Natural resources; nonnative species; prohibition on "release" of certain fish species; revise to cover "introduction" of certain insect and aquatic plant species.  |
| <b>SB 213</b> | <b>Stamas</b>      | Natural resources; nonnative species; genetically engineered aquatic plants; recognize in natural resources and environmental protection act and prohibit introduction of genetically engineered aquatic plants or nonnative aquatic plants. |
| <b>SB 215</b> | <b>Gilbert</b>     | Natural resources; nonnative species; requirements and penalties; require to post on department of natural resources website.  |
| <b>SB 507</b> | <b>Birkholz</b>    | Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of introducing, possessing, or importing certain aquatic plants; provide for.  |

Representative Pavlov offered the following amendment to SB 211:

1. Amend page 5, line 11, by striking out all of enacting section 1 and inserting:  
"Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 93rd Legislature are enacted into law:  
(a) Senate Bill No. 212.

- (b) Senate Bill No. 213.
- (c) Senate Bill No. 215.
- (d) House Bill No. 4714.
- (e) House Bill No. 4715.
- (f) House Bill No. 4716."

Representative Pavlov moved to adopt the amendment.

Representative Gillard supported the motion.

The motion prevailed by a vote of 11-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

**Nays:** None,

**Pass:** None.

Representative Pavlov moved to adopt substitute (H-1) to SB 212.

Representative Gillard supported the motion.

The motion prevailed by a vote of 12-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

**Nays:** None,

**Pass:** None.

Representative Pavlov moved to adopt substitute (H-1) to SB 213.

Representative Byrnes supported the motion.

The motion prevailed by a vote of 14-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

Representative Pavlov offered the following amendment to SB 215:

1. Amend page 2, line 20, by striking out all of enacting section 1 and inserting:  
"Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 93rd Legislature are enacted into law:  
(a) Senate Bill No. 211.  
(b) Senate Bill No. 212.

- (c) Senate Bill No. 213.
- (d) House Bill No. 4714.
- (e) House Bill No. 4715.
- (f) House Bill No. 4716."

Representative Pavlov moved to adopt the amendment.

Representative Miller supported the motion.

The motion prevailed by a vote of 14-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

Representative Pavlov offered the following amendment to SB 507:

1. Amend page 3, line 8, by striking out all of enacting section 2 and inserting:  
"Enacting section 2. This amendatory act does not take effect unless House Bill No. 4716 of the 93<sup>rd</sup> Legislature is enacted into law."

Representative Pavlov moved to adopt the amendment.

Representative Gillard supported the motion.

The motion prevailed by a vote of 14-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

Representative Pearce moved to report out SB 211 as substitute (H-1) with recommendation.

Representative Kathleen Law supported the motion.

The motion prevailed by a vote of 15-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Ward, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

**SB 211 (H-1) reported out with recommendation.**

Representative Ward moved to report out SB 212 as substitute (H-1) with recommendation.

Representative Byrnes supported the motion.

The motion prevailed by a vote of 15-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Ward, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

**SB 212 (H-1) reported out with recommendation.**

Representative Moore moved to report out SB 213 as substitute (H-1) with recommendation.

Representative Miller supported the motion.

The motion prevailed by a vote of 15-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Ward, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

**SB 213 (H-1) reported out with recommendation.**

Representative LaJoy moved to report out SB 215 as substitute (H-1) with recommendation.

Representative Byrnes supported the motion.

The motion prevailed by a vote of 15-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Ward, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

**SB 215 (H-1) reported out with recommendation.**

Representative LaJoy moved to report out SB 507 as substitute (H-1) with recommendation.

Representative Byrnes supported the motion.

The motion prevailed by a vote of 15-0-0.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Ward, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan,

**Nays:** None,

**Pass:** None.

**SB 507 (H-1) reported out with recommendation.**

The Chair laid HB 4803 before the committee.

**HB 4803 Gaffney** Education; calendar; school year; require to begin after Labor day.

Representative Gaffney testified in support of HB 4803.

Dan Musser, representing the Grand Hotel, testified in support of HB 4803.\*

Kim O'Connor, representing herself, testified in support of HB 4803.\*

Robert Manglitz, representing the Lake Michigan Car Ferry Company, testified in support of HB 4803.

Steve Yencich, representing the Tourism Coalition of Michigan and the Michigan Hotel, Motel, and Resort Association, testified in support of HB 4803.

Brian Whiston, representing Oakland Schools, submitted a card in opposition to HB 4803, but did not wish to speak.

Don Wotruba, representing the Michigan Association of School Boards, testified in opposition to HB 4803.

Louise Somalski, representing the Michigan Federation of Teachers, testified in opposition to HB 4803.

Matt Groen, representing the Michigan Restaurant Association, testified in support of HB 4803.

Bill Sheffer, representing the Michigan RV and Campground Association, testified in support of HB 4803.

Camille Jourden, representing Michigan's Adventure, testified in support of HB 4803.

The following people submitted cards in opposition to HB 4803, but did not wish to speak:

Brad Biladeau, representing the Michigan Association of School Administrators,  
Nancy Stanley, representing Middle and Elementary School Principals and the Macomb Intermediate School District.

The following people submitted cards in support of HB 4803, but did not wish to speak:

Rich Studley, representing the Michigan Chamber of Commerce,  
Bret Marr, representing the Michigan Boating Industries Association,

Steve Holden, representing Marriott International,  
Christina Lawrence, representing the Association of RV Parks and Campgrounds of Michigan,  
Janessa Stroud, representing the Muskegon Area Chamber of Commerce,\*  
Paul Bukowski, representing the Small Business Association of Michigan,  
Linda Gobler, representing the Michigan Grocers Association,  
Rick Hert, representing the West Michigan Tourist Association,  
Erica Rule, representing the Michigan Retailers Association and the Michigan Golf Course Owners Association.

Representative Moore moved to report out HB 4803 with recommendation.

Representative Gillard supported the motion.

The motion prevailed by a vote of 12-2-1.

**FAVORABLE ROLL CALL:**

**Yeas:** Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Ward, Elsenheimer, Moore, Pearce, Gillard, Kathleen Law, Bennett,

**Nays:** Representatives Miller and Donigan,

**Pass:** Representative Byrnes.

**HB 4803 reported out with recommendation.**

With no further business to come before the committee, the Chair adjourned the meeting, the time being 10:20 a.m.

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Representative Palsrok, Chair

Ben Cook  
Committee Clerk  
June 23, 2005  
1 hour 20 minutes

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Date Approved and Signed

\* indicates printed materials attached to original minutes.